

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

RASHAD MATTHEW RIDDICK,
Plaintiff,

v.

FLOYD G. AYLOR,
Defendant.

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Civil Case No. 7:12cv00376

FINAL ORDER

By: Norman K. Moon
United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that Caldwell's 42 U.S.C § 1983 action is **DISMISSED without prejudice** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) and the Clerk is **DIRECTED** to strike this action from the active docket of the court.

The Clerk is directed to send a copy of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 27th day of September, 2012.



NORMAN K. MOON
UNITED STATES DISTRICT JUDGE